

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED  
SCRANTON

OCT - 6 2017

EDWARD JENKINS,

Plaintiff,

v.

EXETER BOROUGH, et al.,

Defendants.

3:15-CV-1353

(JUDGE MARIANI)

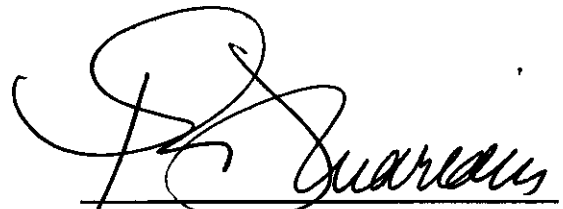
PER

DEPUTY CLERK

ORDER

AND NOW, THIS 6th DAY OF OCTOBER, 2017, upon review of Magistrate Judge Saporito's Report & Recommendation, (Doc.39), for clear error and manifest injustice, IT IS HEREBY ORDERED THAT:

1. The Report & Recommendation, (Doc. 39), is **ADOPTED** for the reasons stated therein.
2. Because Plaintiff did not amend his Fourth Amendment claim against Defendant Kachinsky in the time allotted by this Court's prior Order, (Doc. 38), that claim is now **DISMISSED WITH PREJUDICE**.
3. The Clerk of the Court is directed to **TERMINATE** Defendant Kachinsky from this action.
4. The case is **REMANDED** to Magistrate Judge Saporito for further proceedings consistent with this Order.

A handwritten signature in black ink, appearing to read "R. Mariani", written over a horizontal line.

Robert D. Mariani  
United States District Court Judge